

Combined Declaration for Patent Application and Power of Attorney
(Includes Reference to PCT International Applications)

Attorney's Docket Number
P03986US2

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are as stated below next to my name.
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

GLUCAGON-LIKE PEPTIDE-1 IMPROVES THE ABILITY OF THE β -CELL TO SENSE AND RESPOND TO GLUCOSE IN
SUBJECTS WITH IMPAIRED GLUCOSE TOLERANCE

the specification of which (check only one item below)
is attached hereto.

☒ was filed as United States application

Serial No. 09/719,410

on December 12, 2000

and was amended

on _____ (if applicable).

☒ was filed as PCT international application (This is the only place we put in info re the parent PCT appl.

Number PCT/US99/10040

on MAY 7, 1999

and was amended under PCT Article 19

on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119: foreign priority

COUNTRY (if PCT indicate PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
			YES NO

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120: This is for CIP info, do not put this PCT in here, only prior, if any

U.S. APPLICATIONS			STATUS (Check one)		
U.S. APPLICATION NUMBER	U.S. FILING DATE		PATENTED	PENDING	ABANDONED
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBERS ASSIGNED (if any)			



Applicant or Patentee: Burkhard G. & Maria Byrne

Serial No. or Patent No: _____

Filed or Issued: _____

For: Glucagon-Like Peptide-1 Improves The Ability Of The B-Cell To Sense And Respond To Glucose In Subjects With Impaired Glucose Tolerance

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN BioNebraska, Inc.

ADDRESS OF CONCERN 3820 N.W. 46th Street, Lincoln, NE 68524

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled Glucagon-Like Peptide-1 Improves The Ability of ... by inventor(s) Burkhard Goke; Maria Byrne, described in

☒ the specification filed herewith.

☐ application Serial No. _____, filed _____

☐ Patent No. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

**NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).*

FULL NAME _____

ADDRESS _____

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of payment, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME AND TITLE OF PERSON SIGNING Thomas R. Coolidge, Chairman of the Board and C.E.O.

ADDRESS OF PERSON SIGNING 173 Beebe Hill Rd., Falls Village, CT 06031

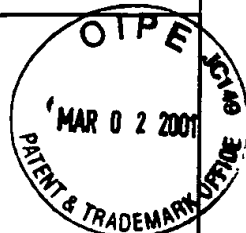
SIGNATURE Thomas R. Coolidge

DATE 4/19/99

Combined Declaration for Patent Application and Power of Attorney (Continued) (Includes Reference to PCT International Applications)		Attorney's Docket Number P03986US2	
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number) Donald H. Zarley, Reg. #18,543; Bruce W. McKee, Reg. #19,651; Dennis L. Thomte, Reg. #22,497; Michael G. Voorhees, Reg. #25,715; Edmund J. Sease, Reg. #24,741; Mark D. Hansing, Reg. #30,643; Kirk M. Hartung, Reg. #31,021; Daniel J. Cosgrove, Reg. #36,770; Michael R. Crabb, Reg. #37,298; Heidi Sease Nebel, Reg. #37,719; Wendy K. Marsh, Reg. #39,705; Jeffrey D. Harty, Registration No. 40,639; James A. Napier, Registration No. 42,025; Mark Ziegelbein, Registration No. 43,307; Timothy J. Zarley, Registration No. P-45,253; and Patty L. Ades, Registration No. P-44,496.			
Send correspondence to: Attorney Name EDMUND J. SEASE ZARLEY, MCKEE, THOMTE, VOORHEES & SEASE 801 Grand Avenue, Suite 3200 Des Moines, Iowa 50309-2721		Direct Telephone Calls to: (Name and telephone number) Attorney Name EDMUND J. SEASE 515-288-3667	

2	FULL NAME OF INVENTOR	FAMILY NAME <u>GÖKE</u>	FIRST GIVEN NAME <u>Burkhard</u>	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY <u>Marburg</u>	STATE OR FOREIGN COUNTRY Germany <u>DEX</u>	COUNTRY OF CITIZENSHIP DE
1	POST OFFICE ADDRESS	POST OFFICE ADDRESS Mariborer Str. 22	CITY Marburg	STATE & ZIP CODE/COUNTRY Germany 35037
2	FULL NAME OF INVENTOR	FAMILY NAME <u>BYRNE</u>	FIRST GIVEN NAME <u>Maria</u>	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY <u>Munster-Hiltrup</u>	STATE OR FOREIGN COUNTRY Germany <u>DEX</u>	COUNTRY OF CITIZENSHIP DE
2	POST OFFICE ADDRESS	POST OFFICE ADDRESS Am Hagen 21	CITY Munster-Hiltrup	STATE & ZIP CODE/COUNTRY Germany D-48165
2	FULL NAME OF INVENTOR	FAMILY NAME <u>COOLIDGE</u>	FIRST GIVEN NAME Thomas	SECOND GIVEN NAME R.
0	RESIDENCE & CITIZENSHIP	CITY <u>Lincoln</u>	STATE OR FOREIGN COUNTRY Nebraska <u>NE</u>	COUNTRY OF CITIZENSHIP US
3	POST OFFICE ADDRESS	POST OFFICE ADDRESS 3820 NW 46 th Street	CITY Lincoln	STATE & ZIP CODE/COUNTRY Nebraska 68524

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Combined Declaration for Patent Application and Power of Attorney (Continued) (Includes Reference to PCT International Applications)		Attorney's Docket Number P03986US2	
SIGNATURE OF INVENTOR 201 <u>Burkhard Göke</u> <i>B. G.</i>		SIGNATURE OF INVENTOR 202 Maria Byrne	
DATE <u>2-27-2001</u>		DATE	
SIGNATURE OF INVENTOR 203 Thomas R. Coolidge		SIGNATURE OF INVENTOR 204	
DATE		DATE	

End of Combined Declaration for Patent Application and Power of Attorney

Combined Declaration for Patent Application and Power of Attorney (Continued)

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Send correspondence to:
Attorney Name

Direct Telephone Calls to:

(Name and telephone number)

Attorney Name

EDMUND J. SEASE

515-288-3667

EDMUND J. SEASE
ZARLEY, MCKEE, THOMTE, VOORHEES & SEASE
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721

2	FULL NAME OF INVENTOR	FAMILY NAME GÖKE	FIRST GIVEN NAME Burkhard	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY Marburg	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP DE
1	POST OFFICE ADDRESS	POST OFFICE ADDRESS Mariborer Str. 22	CITY Marburg	STATE & ZIP CODE/COUNTRY Germany 35037
2	FULL NAME OF INVENTOR	FAMILY NAME BYRNE	FIRST GIVEN NAME Maria	SECOND GIVEN NAME
0	RESIDENCE & CITIZENSHIP	CITY Munster-Hiltrup	STATE OR FOREIGN COUNTRY Germany	COUNTRY OF CITIZENSHIP DE IRELAND
2	POST OFFICE ADDRESS	POST OFFICE ADDRESS Am Hagen 21	CITY Munster-Hiltrup	STATE & ZIP CODE/COUNTRY Germany D-48165
2	FULL NAME OF INVENTOR	FAMILY NAME COOLIDGE	FIRST GIVEN NAME Thomas	SECOND GIVEN NAME R.
0	RESIDENCE & CITIZENSHIP	CITY Lincoln	STATE OR FOREIGN COUNTRY Nebraska	COUNTRY OF CITIZENSHIP US
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Combined Declaration for Patent Application and Power of Attorney (Continued)

Attorney's Docket Number

P03986US2

(Includes Reference to PCT International Applications)

SIGNATURE OF INVENTOR 201

SIGNATURE OF INVENTOR 202

Burkhard Göke

Maria Byrne

M. Byrne

DATE

DATE

23.02.01

SIGNATURE OF INVENTOR 203

SIGNATURE OF INVENTOR 204

Thomas R. Coolidge

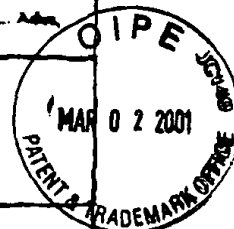
DATE

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Barthard Göke		Maria Byrne	
DATE		DATE	
SIGNATURE OF INVENTOR 203		SIGNATURE OF INVENTOR 204	
307 Thomas R. Coolidge <i>Thomas A. Coolidge</i>			
DATE 2/21/01		DATE	

End of Combined Declaration for Patent Application and Power of Attorney